

91st Legislative Session – 2016

Committee: House State Affairs

Monday, February 22, 2016

P - Present
E - Excused
A - Absent

Roll Call

P Bartling
P Bolin
P Haggar (Don)
P Hawley
P Langer
P Mickelson
P Munsterman
P Solum
P Stevens
E Verchio
P Wink
P Westra, Vice-Chair
P Gosch, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Chairman, Representative Gosch.

MOTION: TO APPROVE THE MINUTES OF FRIDAY, FEBRUARY 19, 2016

Moved by: Haggar (Don)
Second by: Bartling
Action: Prevailed by voice vote.

HB 1143: accommodate legislation on medical services.

Presented by: Representative Westra

MOTION: DO PASS HB 1143

Moved by: Stevens
Second by: Langer
Action: Prevailed by roll call vote. (11-0-2-0)

Voting Yes: Bartling, Haggar (Don), Hawley, Langer, Mickelson, Munsterman, Solum, Stevens, Wink, Westra, Gosch

Excused: Bolin, Verchio

HB 1144: enhance South Dakota.

Presented by: Representative Westra
Opponents: Tonchi Weaver, SD Citizens for Liberty

MOTION: DO PASS HB 1144

Moved by: Stevens
Second by: Langer
Action: Prevailed by roll call vote. (11-0-2-0)

Voting Yes: Bartling, Haggar (Don), Hawley, Langer, Mickelson, Munsterman, Solum, Stevens, Wink, Westra, Gosch

Excused: Bolin, Verchio

HB 1145: accommodate legislation relating to education in South Dakota.

Presented by: Representative Westra

MOTION: DO PASS HB 1145

Moved by: Stevens
Second by: Langer
Action: Prevailed by roll call vote. (11-0-2-0)

Voting Yes: Bartling, Haggar (Don), Hawley, Langer, Mickelson, Munsterman, Solum, Stevens, Wink, Westra, Gosch

Excused: Bolin, Verchio

HCR 1014: Calling for the United States to save Christians from persecution and genocide.

Presented by: Representative Craig
Proponents: Meerab Joseph, Rapid City, self (Handout: 1)
Bishop Joseph, Rapid City, self (Handout: 1)

MOTION: ADOPT RESOLUTION HCR 1014

Moved by: Mickelson
Second by: Langer
Action: Prevailed by roll call vote. (10-1-2-0)

Voting Yes: Bartling, Bolin, Haggar (Don), Langer, Mickelson, Munsterman, Solum, Stevens, Wink, Westra

Voting No: Hawley

Excused: Verchio, Gosch

HB 1241: revise certain provisions regarding the petition signatures required for initiated measures and referred laws.

Presented by: Representative Bolin (Handouts: 2 &3)

MOTION: TO TABLE HB 1241

Moved by: Stevens
Second by: Langer
Action: Prevailed by roll call vote. (11-0-2-0)

Voting Yes: Bartling, Bolin, Haggar (Don), Hawley, Langer, Munsterman, Solum, Stevens, Wink, Westra, Gosch

Excused: Mickelson, Verchio

HJR 1002: To apply for a Convention of the States under Article V of the Constitution of the United States.

Presented by: Representative Latterell (Handout: 4)
Proponents: Mark Meckler, Northern California, self (telephone testimony)
Rick Amundson, Watertown, self
Opponents: Kitty Werthmann, South Dakota Eagle Forum (Handout: 5)
Michael Boyle, Parkston, self
Cindy Flakoll, Concerned Women For America Legislative Action Committee

Mike Boyle, Avon, self

MOTION: DO PASS HJR 1002

Moved by: Langer

Second by: Westra

Action: Prevailed by roll call vote. (7-5-1-0)

Voting Yes: Bolin, Haggar (Don), Langer, Mickelson, Wink, Westra, Gosch

Voting No: Bartling, Hawley, Munsterman, Solum, Stevens

Excused: Verchio

HB 1247: require school districts and licensed child welfare agencies to implement a policy and provide training regarding sexual abuse and other maltreatment of children.

Presented by: Stacie Rumenap, Stop Child Predators, Washington DC,

MOTION: TO TABLE HB 1247

Moved by: Langer

Second by: Westra

Action: Prevailed by roll call vote. (12-0-1-0)

Voting Yes: Bartling, Bolin, Haggar (Don), Hawley, Langer, Mickelson, Munsterman, Solum, Stevens, Wink, Westra, Gosch

Excused: Verchio

HB 1234: require the approval of the Legislature before the state adopts any changes to the Medicaid program.

Presented by: Representative Haggar (Don)

Proponents: Eric Matt, Foundation Government Accountability

Opponents: Brenda Tidball-Zeltinger, Department of Social Services

Jeremiah Murphy, Regional Health Rapid City

Debra Owen, SD Association of Healthcare Organizations

Dean Krogman, American Heart Association

Jennifer Stalley, Community Healthcare Association of The Dakotas

Deb Fischer-Clemens, Avera Health

Erik Nelson, AARP of South Dakota

Megan Myers, American Heart Association
Nick Kotzea, Sanford Health

MOTION: AMEND HB 1234

1234ra

On page 1, line 7, of the printed bill, after "regarding" insert "expanded programs or expanded".

On page 1, line 8, after "entitlements" insert "requiring an expenditure of funds equal to or greater than five percent of the Department of Social Services and Department of Human Services combined total Medicaid expenditures for the most recently completed fiscal year".

Moved by: Mickelson
Second by: Langer
Action: Prevailed by voice vote.

MOTION: DO PASS HB 1234 AS AMENDED

Moved by: Haggar (Don)
Second by: Langer
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION DEFER HB 1234 TO THE 41ST LEGISLATIVE DAY

Moved by: Munsterman
Second by: Bartling
Action: Failed by roll call vote. (3-9-1-0)

Voting Yes: Bartling, Hawley, Munsterman

Voting No: Bolin, Haggar (Don), Langer, Mickelson, Solum, Stevens, Wink, Westra, Gosch

Excused: Verchio

THE MOTION TO DO PASS HB 1234 AS AMENDED

Moved by: Haggar (Don)
Second by: Langer
Action: PREVAILED BY ROLL CALL VOTE. (9-3-1-0)

Voting Yes: Bolin, Haggar (Don), Langer, Mickelson, Solum, Stevens, Wink, Westra, Gosch

Voting No: Bartling, Hawley, Munsterman

Excused: Verchio

MOTION: AMEND TITLE OF HB 1234

1234ota

On page 1, line 2, of the printed bill, delete "any" and insert "certain".

Moved by: Stevens

Second by: Westra

Action: Prevailed by voice vote.

MOTION: RECESS UNTIL 12 NOON TODAY, FEBRUARY 22, 2016

Moved by: Westra

Second by: Langer

Action: Prevailed by voice vote.

MOTION: RECONVENE MEETING - 12:00 NOON

Action: Was not acted on.

HJR 1001: Proposing and submitting to the electors at the next general election an amendment to Article IV, section 3 of the Constitution of the State of South Dakota, relating to the powers and duties of the Governor.

Presented by: Representative Latterell

Proponents: Tonchi Weaver, SD Citizens for Liberty

MOTION: DEFER HJR 1001 TO THE 41ST LEGISLATIVE DAY

Moved by: Bolin

Second by: Solum

Action: Prevailed by roll call vote. (12-0-1-0)

Voting Yes: Bartling, Bolin, Haggar (Don), Hawley, Langer, Mickelson, Munsterman, Solum, Stevens, Wink, Westra, Gosch

Excused: Verchio

MOTION: ADJOURN

Moved by: Wink

Second by: Westra

Action: Prevailed by voice vote.

Colleen Hunt
Committee Secretary

Brian G. Gosch, Chair